

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
CIVIL CASE NO. 1:18-cv-00311-MR  
[CRIMINAL CASE NO. 1:17-cr-00012-MR-DLH-1]**

TRAVIS LINDSEY MEHAFFEY, )  
Petitioner, )  
vs. )                   **O R D E R**  
UNITED STATES OF AMERICA, )  
Respondent. )  
\_\_\_\_\_

**THIS MATTER** is before the Court on limited remand to supplement the record with an Order granting or denying a certificate of appealability. [See Doc. 10].

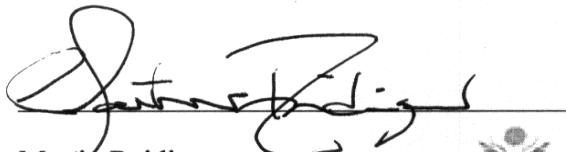
Pursuant to Rule 11(a) of the Rules Governing Section 2254 and Section 2255 Cases, this Court declines to issue a certificate of appealability. See 28 U.S.C. § 2253(c)(2); Miller-El v. Cockrell, 537 U.S. 322, 338 (2003) (in order to satisfy § 2253(c), a petitioner must demonstrate that reasonable jurists would find the district court's assessment of the constitutional claims debatable or wrong); Slack v. McDaniel, 529 U.S. 473, 484 (2000) (when relief is denied on procedural grounds, a petitioner must establish both that the dispositive procedural ruling is debatable and that the petition states a

debatable claim of the denial of a constitutional right).

**IT IS, THEREFORE, ORDERED** that pursuant to Rule 11(a) of the Rules Governing Section 2254 and Section 2255 Cases, this Court declines to issue a certificate of appealability.

**IT IS SO ORDERED.**

Signed: February 12, 2019



Martin Reidinger  
United States District Judge

